

Application No.: 10/612,201
Amendment and Response dated February 14, 2005
Reply to Office Action of November 15, 2004
Docket No.: 903-51 CON
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Remarks/Arguments:

Introduction

Claims 1-12 were pending. Claims 11-12 have been cancelled without prejudice to the filing of a divisional or continuation application.

Claims 1-10 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 6,613,607 to Janssen et al.

Enclosed herewith is a terminal disclaimer in compliance with 37 C.F.R §1.321(c). Applicants respectfully request entry of the terminal disclaimer to obviate the double patenting rejections.

Reconsideration and withdrawal of the rejections of claims 1-10 are respectfully requested.

Summary


Therefore, Applicants respectfully submit that claims 1-10 are patentably distinct. This application is believed to be in condition for allowance. Favorable action thereon is therefore respectfully solicited.

Should the Examiner have any questions or comments concerning the above, the Examiner is respectfully invited to contact the undersigned attorney at the telephone number given below.

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A check in the amount of \$130.00 is enclosed herewith for the fee for filing a terminal disclaimer. The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2461. Such authorization includes authorization to charge fees for extensions of time, if any, under 37 C.F.R. § 1.17 and also should be treated as a constructive petition for an extension of time in this reply or any future reply pursuant to 37 C.F.R. § 1.136.

Respectfully submitted,



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